

Remarks

The forgoing amendment is made in response to the final rejection of all claims issued November 18, 2003 and the Advisory Action issued February 2, 2004.

In the forgoing application, the applicant has narrowed the two independent claims by clarifying that the vertical member is "fixedly" attached to the base and the horizontal member is "fixedly" attached to the vertical member. It is the applicant's intent that the word "fixedly" is to be interpreted as excluding any form of joint, such as the hinges of the crane of Chapman, that would permit adjustment of the relationship between the parts.

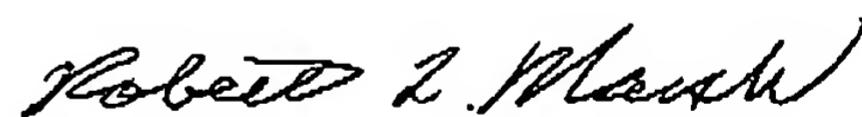
The applicant submits that the forgoing amendment does not add a new element, but merely limits the relationship between existing elements such that a further search is not required. It is believed, therefore, that the forgoing amendment should be entered even if the examiner disagrees with the applicant's arguments.

The applicant again traverses the rejection of the amended claims. With the clarification that the vertical member is fixedly attached to the base of the pedestal and the horizontal arm is fixedly attached to the vertical member, the claimed structure is clearly distinguished from the structure of the crane of Chapman. If the parts of the crane of Chapman were permanently locked into a fixed relationship, the crane would be unsuitable for the purpose for which it is intended, and under In re Gordon 221 USPQ 1125 at 1127 it can't be obvious to modify a device in a manner that renders it unsuited for its intended purpose.

The examiner has also asserted that the pedestal of the present invention is a simple design choice. In response to this, the applicant has submitted the Declaration of Anthony C. Parra, one of the inventors of the claimed structure. According to Mr. Parra, cameras have been used to provide surveillance for the casino industry for some thirty years, but during that period, a camera has never been mounted to the end of an arm extending from a pedestal as claimed. In light of this long period of time, the applicant submits that the claimed structure is not a design choice available to one familiar with the art of providing surveillance to a casino.

In addition to the forgoing, the applicants reassert their arguments submitted in their amendment filed January 19, 2004. For all the reasons set forth above and in the amendment filed January 19, 2004, the applicants believe the claims of the present application as amended herein define over the art and are allowable. Favorable reconsideration and allowance is therefore requested.

Respectfully submitted,



Robert L. Marsh
Attorney for the Applicant
Registration No. 25894
630-681-7500
630-681-3464 (fax)